

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

WILLIAM NESMITH	:	CIVIL ACTION
	:	
v.	:	
	:	
COMMON PLEAS COURT OF	:	
PHILADELPHIA COUNTY, et al.	:	NO. 09-4356

ORDER

AND NOW, this 16th day of August, 2010, upon consideration of Petitioner's Motion for Default Judgment (Doc. 12) and Petitioner's Motion for Judgment As a Matter of Law (Doc. 15), for the reasons explained in the accompanying Memorandum, it is hereby **ORDERED** that petitioner's motions are **DENIED**.

BY THE COURT:

/s/ L. Felipe Restrepo
L. FELIPE RESTREPO
UNITED STATES MAGISTRATE JUDGE